

# State of South Dakota

SEVENTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2004

165J0147

## HOUSE BILL NO. 1090

Introduced by: Representatives Wick, Adelstein, Buckingham, Burg, Cutler, Fryslie, Novstrup, Peterson (Bill), Peterson (Jim), Schafer, Valandra, and Weems and Senators Schoenbeck, Albers, Apa, Brown, Dennert, Diedrich (Larry), and Moore

1 FOR AN ACT ENTITLED, An Act to provide for the payment of the difference in salary for  
2 certain state employees who are called into active federal military service and to make an  
3 appropriation therefor.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. Any employee of the State of South Dakota who, as a member of the South  
6 Dakota National Guard or any other reserve component of the armed forces of the United States,  
7 is ordered into active federal service after January 1, 2002, other than for training purposes, shall  
8 receive the difference between the employee's state salary or wage rate at the time the employee  
9 was activated and the employee's military salary and allowances for the time the employee is  
10 engaged in such active federal service. The Bureau of Personnel shall pay the salary or wage  
11 difference on a quarterly basis.

12 Section 2. There is hereby appropriated from the general fund the sum of one hundred fifty  
13 thousand dollars (\$150,000), or so much thereof as may be necessary, to the Bureau of  
14 Personnel for the payment of salary as provided in section 1 of this Act. Of this amount, the



1 Bureau of Personnel may use twenty-five thousand dollars (\$25,000), or so much thereof as may  
2 be necessary, for administrative costs necessary to implement the provisions of section 1 of this  
3 Act.

4 Section 3. The commissioner of the Bureau of Personnel shall approve vouchers and the  
5 state auditor shall draw warrants to pay expenditures authorized by this Act.

6 Section 4. Any amounts appropriated in this Act not lawfully expended or obligated by  
7 June 30, 2005, shall revert in accordance with § 4-8-21.